

ORDERED that Defendants’ motion for summary judgment on Plaintiff’s Third Cause of Action is **granted** to Defendants City of Newark and Newark Fire Department; and is **denied** as to Detective Irizarry; and it is further

ORDERED that Defendants' motion for summary judgment as to the remaining Defendants on Plaintiff's First and Second Causes of Action is **denied**.

S/ Dennis M.Cavanaugh
Dennis M. Cavanaugh, U.S.D.J.

Date: March 6, 2006
Original: Clerk's Office